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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 NORTHWEST
11 ADMINISTRATORS, INC.,

12 Plaintiff,

13 v.

14 WESTERN HOLSTEIN FARMS,
15 INC.,

Defendant.

CASE NO. C18-1494JLR

ORDER DENYING PLAINTIFF'S
SECOND AMENDED MOTION
FOR DEFAULT JUDGMENT
AND DIRECTING PLAINTIFF
TO SHOW CAUSE WHY
SANCTIONS SHOULD NOT BE
ISSUED

16 Before the court is Plaintiff Northwest Administrators, Inc.'s ("Northwest
17 Administrators") second amended motion for default judgment against Defendant
18 Western Holstein Farms, Inc. ("Western Holstein"). (2d Am. Mot. (Dkt. # 14).) The
19 court has reviewed the motion and Northwest Administrators' submissions in support of
20 the motion. (*See id.*; 2d Am. Schumacher Decl. (Dkt. # 15).) For the reasons discussed
21 below, the court DENIES the motion without prejudice. The court further ORDERS
22 Northwest Administrators to show cause why the court should not issue sanctions in light

1 of Northwest Administrators' failure to comply with the court's directives in its April 24,
2 2019, and May 13, 2019, orders. (4/24/19 Order (Dkt. # 9); 5/13/19 Order (Dkt. # 13).)

3 This is Northwest Administrators' third attempt to obtain a default judgment
4 against Western Holstein in this matter. (*See* Mot. (Dkt. # 7); Am. Mot. (Dkt. # 10); 2d
5 Am. Mot.) On April 24, 2019, the court denied Northwest Administrators' first motion
6 for default judgment. (4/24/19 Order.) In so doing, the court explained why the second
7 page of Exhibit H to Jeremy Schumacher's declaration ("the Interest Worksheet"), which
8 purported to calculate the interest Western Holstein owed the Western Conference of
9 Teamsters Pension Trust Fund, "require[d] additional explanation." (4/24/19 Order at 3;
10 *see also* Schumacher Decl. (Dkt. # 8) ¶ 20, Ex. H at 71.)

11 In its amended motion for default judgment, Northwest Administrators failed to
12 address the court's concerns. (*See generally* Am. Mot.; Am. Schumacher Decl. (Dkt.
13 # 11).) In fact, Mr. Schumacher submitted the same Interest Worksheet, with a single
14 modification. (*See* Am. Schumacher Decl. ¶ 20, Ex. H at 71.) As a result, the court
15 denied Northwest Administrators' amended motion for default judgment. (*See* 5/13/19
16 Order at 3-4.) This time, the court explicitly ordered Northwest Administrators to file "a
17 second amended motion for default judgment that clarifies the import of the sixth and
18 eighth columns of the Interest Worksheet and otherwise complies with Local Rule
19 55(b)." (*Id.*); *see also* Local Rules W.D. Wash. LCR 55(b).

20 Once again, Northwest Administrators has failed to heed the court's directives.
21 Rather than addressing the court's identified concerns about the Interest Worksheet,
22 Northwest Administrators filed a revised worksheet ("the Revised Interest Worksheet")

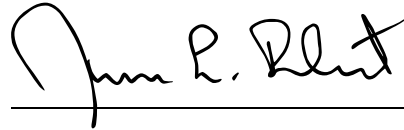
1 that bears little resemblance to the Interest Worksheets that accompanied the original and
2 amended motions for default judgment. (*Compare* 2d Am. Schumacher Decl. ¶ 22, Ex. H
3 at 71, *with* Schumacher Decl., Ex. H at 71, *and* Am. Schumacher Decl., Ex. H at 71.) On
4 its face, the Revised Interest Worksheet appears to support Northwest Administrators’
5 second amended motion. But the court does not approach the Revised Interest Worksheet
6 in a vacuum: having seen two previous versions of the worksheet, both of which were
7 deficient (and dramatically different from the version now before the court), the court
8 cannot simply accept the Revised Interest Worksheet at face value, absent an explanation
9 of the revisions.

10 The court also observes that the Revised Interest Worksheet miscalculates the total
11 interest Northwest Administrators claims it is due, pursuant to the interest rates listed on
12 the worksheet. By the court’s calculation, the total interest due should total \$2,129.53,
13 not \$2,212.93. (*See* 2d Am. Schumacher Decl. ¶ 22, Ex. H at 71.)

14 Accordingly, the court ORDERS Northwest Administrators to file, within seven
15 days of the date of this order, a third amended motion for default judgment in which it:
16 (1) addresses each concern regarding the Interest Worksheet the court enumerated in its
17 May 13, 2019, order; (2) comprehensively explains why Northwest Administrators
18 revised the worksheet as it did; and (3) correctly totals the interest Northwest
19 Administrators claims it is due. The court cautions Northwest Administrators that it may
20 deny the third amended motion for default judgment with prejudice if the motion fails to
21 address these issues or otherwise does not comply with the Local Rules. *See* Local Rules
22 W.D. Wash. LCR 55(b). Furthermore, the court ORDERS Northwest Administrators to

1 show cause why it should not be sanctioned for failure to comply with the court's
2 directives in its April 24, 2019, and May 13, 2019, orders.

3 Dated this 29th day of May, 2019.

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6 The Honorable James L. Robart
7 U.S. District Court Judge
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